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PATENT  
ATTORNEY DOCKET NO. 64118.000046

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/771,284 Confirmation No.: 3238  
Applicant : Richard ASSAKER et al.  
Filed : February 5, 2004  
Title : BONE PLATE ASSEMBLY  
TC/Art Unit : 3731  
Examiner: Unknown  
  
Docket No. : 64118.000046  
Customer No. : 21967

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, and in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicants are submitting herewith copies of the references listed on the attached Form PTO-SB/08A for consideration and to be made of record herein by the U.S. Patent and Trademark Office in the above-captioned application.

On the attached form PTO-SB/08A, FR 2,740,321, which was previously cited, now includes an English translation. FR 1 505 513, previously cited, now includes an English translation. WO 01/26566 is provided with an International Search Report and a Written Opinion. A complete copy (both even and odd pages) of the brochure entitled Gary L. Lowery, "Orion Anterior Cervical Plate System," pp. 1-25 (1995), previously submitted, is provided herein. U.S. Patent 5,486,176, U.S. Patent 6,306,136, and International Application No. WO 98/52482, previously cited, are cited herein to correct errors in the Applicant name and/or issue date.

Consideration of the foregoing plus the prompt return of a copy of the enclosed Form PTO/SB/08A with the Examiner's initials in the left column in accordance with MPEP 609 are respectfully requested.

Applicants' submission of this Information Disclosure Statement shall not be construed as an admission that the cited references are prior art to the present invention, or that the cited references qualify as printed publications. The submission of this Information Disclosure Statement also shall not be construed as a representation that a prior art search has been performed.

In accordance with 37 C.F.R. § 1.97(b), this Information Disclosure Statement is being submitted prior to a first Office Action on the merits. Therefore, it is believed that no fee is required for consideration of this information. However, in the event any fee is deemed necessary, the Commissioner is authorized to charge the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,

HUNTON & WILLIAMS LLP

Dated: JANUARY 6, 2005

By:

  
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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

JAN 06 2005

SHEET 1

of

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Application Number	10/771,284
Filing Date	02/05/04
First Named Inventor	Richard ASSAKER
Art Unit	Unknown
Confirmation No.	3238
Examiner Name	Unknown
Attorney Docket Number	64118.000046

**U.S. PATENT DOCUMENTS**

*Examiner Initials	Cite No.	DOCUMENT NUMBER Number - Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
1		2002/0120273	08-29-2002	Needham et al.	
2		2004/0158246	08-12-2004	Assaker et al.	
3		5,486,176	01-23-1996	Hildebrand et al.	
4		6,306,136	10-23-2001	Baccelli	

**FOREIGN PATENT DOCUMENTS**

*Examiner Initials	Cite No.	FOREIGN PATENT DOCUMENT		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	TRANSLATION	
		Country Code:	Number - Kind Code (if known)				YES	NO
5	WO	95/25474	09-28-1995	Biedermann et al.				
6	WO	98/52482	11-26-1998	Schlapfer				
7	WO	99/56653	11-11-1999	Assaker et al.				
8	WO	01/26566	04-19-2001	Needham et al.				
9	FR	2,740,321	10-27-1995	Fuentes			X	
10	FR	1,505,513	12-15-1967	Benoist			X	

**OTHER DOCUMENTS - NON-PATENT LITERATURE DOCUMENTS**

*Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	TRANSLATION
	11	Lowery, L. Gary, "Orion Anterior Cervical Plate System," 1995, pp. 1-25.	

EXAMINER SIGNATURE

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.